

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

FIRST APPEAL NO. 2085 OF 2006

Mr. Rajesh Dolatrai Parekh ... Appellant

Versus

Mr. Dolatrai Ratilal Parekh & Anr. Respondents

None appears for the appellant.

Ms. Neeta Parikh, Advocate, for Respondents.

CORAM: J.H.BHATIA, J.

DATE : 14th September, 2007.

P.C.

1. None present on behalf of the appellant.
2. The counter-claim of the respondents was allowed holding that the present appellant was only a gratuitous licensee in the house. The counter-claim was decreed and the appellant was required to vacate the premises
3. The appellant has made a statement before this Court that he has already vacated the premises. He requested for refund of Rs.50,000/- . which was paid by him. The appellant also admitted to have received that

amount. It appears that now the Appeal has become infructuous and, therefore, the appellant is not interested.

4. The learned Counsel for the respondents makes a statement that the appellant may take away his movable articles which may be still lying in the house within two weeks from this date.

The Appeal stands dismissed.

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(J.H.BHATIA, J.)